



US Army Corps
Of Engineers
Wilmington District

PUBLIC NOTICE

Issue Date: 08/24/2005
Comment Deadline: 09/23/2005
Corps Action ID #: 200511818

All interested parties are hereby advised that the Wilmington District, Corps of Engineers (Corps) has received an application for work within jurisdictional waters of the United States. Specific plans and location information are described below and shown on the attached plans. This Public Notice and all attached plans are also available on the Wilmington District Web Site at www.saw.usace.army.mil/wetlands

Applicant: SKL Properties
Post Office Box 403
Greenville, NC 27835

AGENT (if applicable): Mr. Michael Tolson
Baldwin and Associates
1015 Conference Drive
Greenville, NC 27858

Authority

The Corps will evaluate this application and decide whether to issue, conditionally issue, or deny the proposed work pursuant to applicable procedures pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344).

Location

The property is located on the north side of North Carolina State Road 1760 in an unnamed tributary to Chicod Creek east of Galloways Crossroads in Pitt County, North Carolina (35.568317 -77.223234).

Existing Site Conditions

The property is an undeveloped tract of land consisting of farm fields and a small area wooded with pine trees and mixed hardwoods. A stream with a narrow herbaceous wetland fringe is located in the middle of the property.

Applicant's Stated Purpose

The applicant proposes to construct a 16.45-acre pond in a residential community.

Project Description

The applicant proposes to construct a 100-foot wide dike in a blue line stream to create a pond. The proposed activity would result in the filling of 2,700 square feet of stream channel and the flooding of 1,750 linear feet of stream channel.

Other Required Authorizations

This notice and all applicable application materials are being forwarded to the appropriate State agencies for review. The Corps will generally not make a final permit decision until the North Carolina Division of Water Quality (NCDWQ) issues, denies, or waives State certification required by Section 401 of the Clean Water Act (PL 92-500). The receipt of the application and this public notice in the NCDWQ Central Office in Raleigh serves as application to the NCDWQ for certification. A waiver will be deemed to occur if the NCDWQ fails to act on this request for certification within sixty days of the date of the receipt of this notice in the NCDWQ Central Office. Additional information regarding the Clean Water Act certification may be reviewed at the NCDWQ Central Office, 401 Oversight and Express Permits Unit, 2321 Crabtree Boulevard, Raleigh, North Carolina 27604-2260. All persons desiring to make comments regarding the application for certification under Section 401 of the Clean Water Act should do so in writing delivered to the North Carolina Division of Water Quality (NCDWQ), 1650 Mail Service Center, Raleigh, North Carolina 27699-1650 Attention: Ms Cyndi Karoly by September 23, 2005.

Essential Fish Habitat

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The Corps' initial determination is that the proposed project will not adversely impact EFH or associated fisheries managed by the South Atlantic or Mid Atlantic Fishery Management Councils or the National Marine Fisheries Service.

Cultural Resources

The Corps has consulted the latest published version of the National Register of Historic Places and is not aware that any registered properties, or properties listed as being eligible for inclusion therein are located within the project area or will be affected by the proposed work. Presently, unknown archeological, scientific, prehistoric, or historical data may be located within the project area and/or could be affected by the proposed work.

Endangered Species

The Corps has reviewed the project area, examined all information provided by the applicant and consulted the latest North Carolina Natural Heritage Database. Based on available information, the Corps has determined pursuant to the Endangered Species Act of 1973, that the proposed project will have no effect on federally listed endangered or threatened species or their formally designated critical habitat.

Evaluation

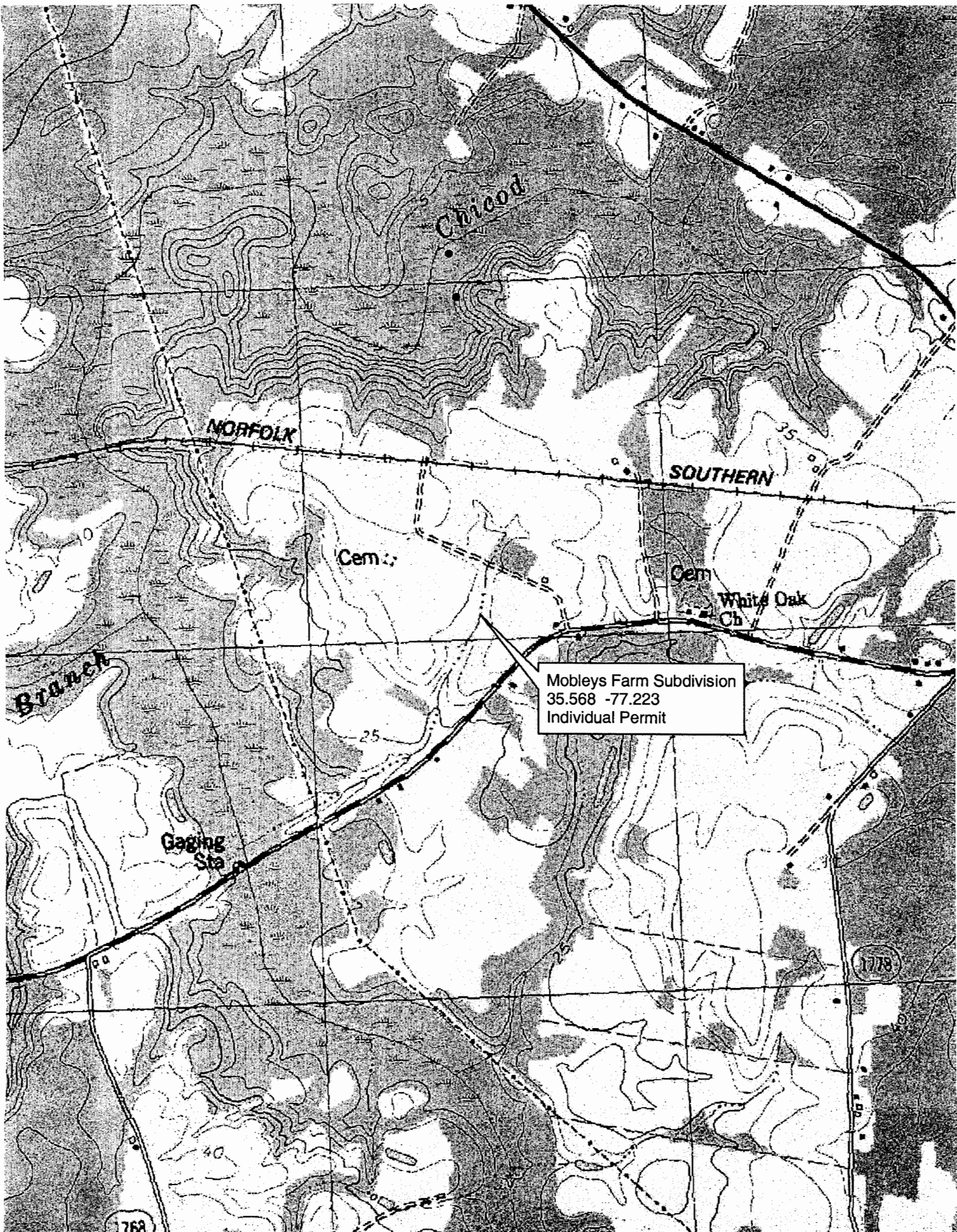
The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values (in accordance with Executive Order 11988), land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. For activities involving the discharge of dredged or fill materials in waters of the United States, the evaluation of the impact of the activity on the public interest will include application of the Environmental Protection Agency's 404(b)(1) guidelines.

Commenting Information

The Corps is soliciting comments from the public; Federal, State and local agencies and officials; Indian Tribes and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment (EA) and/or an Environmental Impact Statement (EIS) pursuant to the National Environmental Policy Act (NEPA). Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. Requests for a public hearing shall be granted, unless the District Engineer determines that the issues raised are insubstantial or there is otherwise no valid interest to be served by a hearing.

Written comments pertinent to the proposed work, as outlined above, will be received by the Corps of Engineers, Wilmington District, until 5pm, September 23, 2005. Comments should be submitted to Ms. Tracey L. Wheeler, Post Office Box 1000, Washington, North Carolina, 27889, or telephone (919) 975-1616, extension 24.



Chicod

NORFOLK

SOUTHERN

Cem.

Cem.

White Oak
Ch

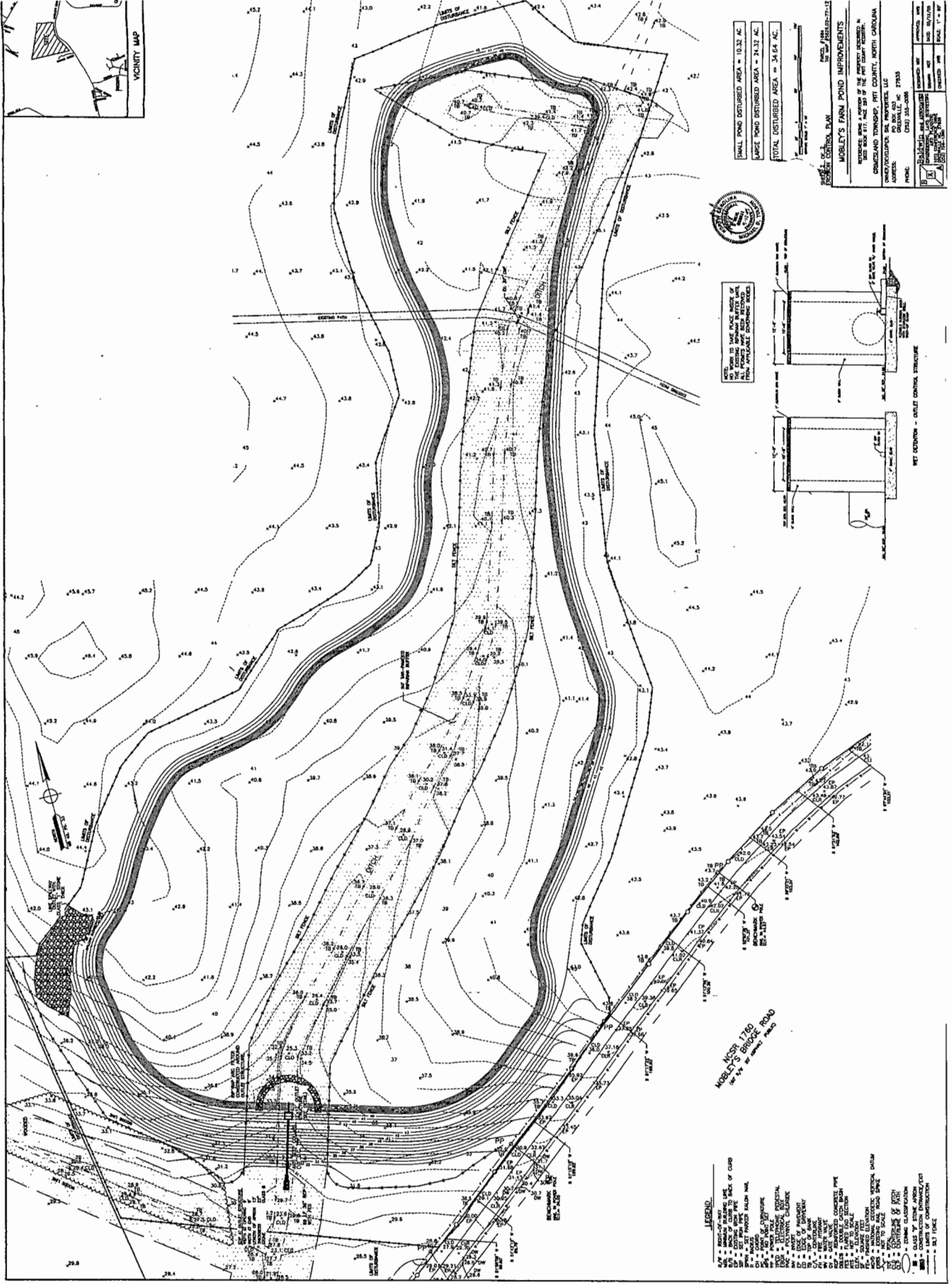
Branch

Gaging
Sta.

Mobleys Farm Subdivision
35.568 -77.223
Individual Permit

1718

1768

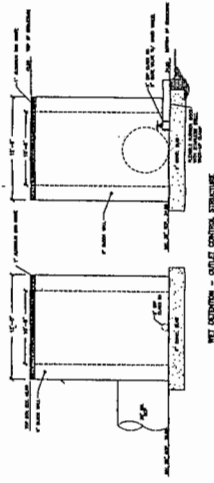


SMALL POND DISTURBED AREA = 10.32 AC.
LARGE POND DISTURBED AREA = 24.33 AC.
TOTAL DISTURBED AREA = 34.65 AC.

PROJECT CONTROL PLAN
MOBLEY'S FARM POND IMPROVEMENTS
DESIGNED BY: J. H. MOBLEY, JR.
ENGINEER: J. H. MOBLEY, JR.
FIRM: MOBLEY & ASSOCIATES, INC.
ADDRESS: 1000 S. 10TH ST., SUITE 100, FAYETTEVILLE, NC 27833
PHONE: (704) 341-0088
FAX: (704) 341-0089
DATE: 10/1/98
SCALE: 1" = 40'

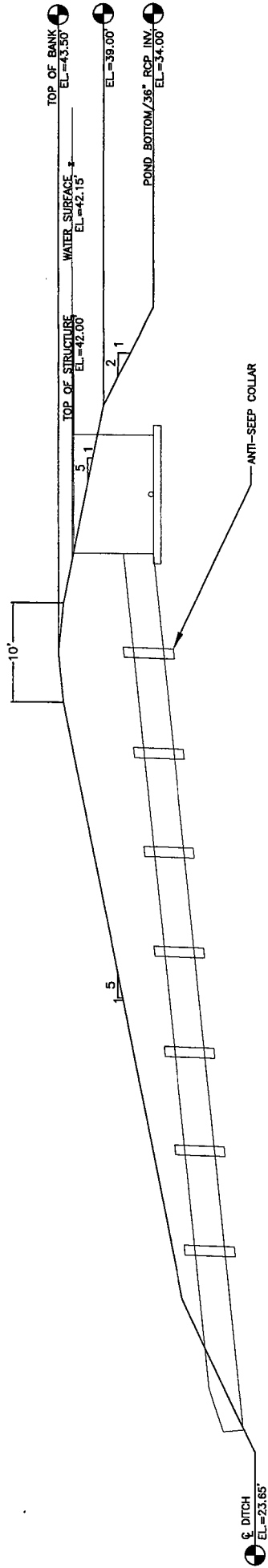


NOTES:
1. SEE SHEET 101 FOR POND LAYOUT AND ELEVATIONS.
2. THE EXISTING IMPROVEMENTS WILL BE MAINTAINED.
3. THE PROPOSED IMPROVEMENTS WILL BE CONSTRUCTED IN ACCORDANCE WITH THE FOLLOWING NOTES.



OUTLET CONTROL STRUCTURE

- LEGEND
- 1. EXISTING POND LAYOUT
 - 2. PROPOSED POND LAYOUT
 - 3. EXISTING POND ELEVATIONS
 - 4. PROPOSED POND ELEVATIONS
 - 5. EXISTING POND DISTURBED AREA
 - 6. PROPOSED POND DISTURBED AREA
 - 7. EXISTING POND IMPROVEMENTS
 - 8. PROPOSED POND IMPROVEMENTS
 - 9. EXISTING POND STRUCTURES
 - 10. PROPOSED POND STRUCTURES
 - 11. EXISTING POND OUTLET CONTROL STRUCTURES
 - 12. PROPOSED POND OUTLET CONTROL STRUCTURES
 - 13. EXISTING POND DRAINAGE
 - 14. PROPOSED POND DRAINAGE
 - 15. EXISTING POND FLOODING
 - 16. PROPOSED POND FLOODING
 - 17. EXISTING POND EROSION
 - 18. PROPOSED POND EROSION
 - 19. EXISTING POND SLOPE
 - 20. PROPOSED POND SLOPE
 - 21. EXISTING POND VEGETATION
 - 22. PROPOSED POND VEGETATION
 - 23. EXISTING POND FENCE
 - 24. PROPOSED POND FENCE
 - 25. EXISTING POND ROAD
 - 26. PROPOSED POND ROAD
 - 27. EXISTING POND BRIDGE
 - 28. PROPOSED POND BRIDGE
 - 29. EXISTING POND DITCH
 - 30. PROPOSED POND DITCH
 - 31. EXISTING POND CULVERT
 - 32. PROPOSED POND CULVERT
 - 33. EXISTING POND PIPE
 - 34. PROPOSED POND PIPE
 - 35. EXISTING POND VALVE
 - 36. PROPOSED POND VALVE
 - 37. EXISTING POND GATE
 - 38. PROPOSED POND GATE
 - 39. EXISTING POND LOCK
 - 40. PROPOSED POND LOCK
 - 41. EXISTING POND DAM
 - 42. PROPOSED POND DAM
 - 43. EXISTING POND WEIR
 - 44. PROPOSED POND WEIR
 - 45. EXISTING POND BARRAGE
 - 46. PROPOSED POND BARRAGE
 - 47. EXISTING POND TAILWATER
 - 48. PROPOSED POND TAILWATER
 - 49. EXISTING POND HEADWATER
 - 50. PROPOSED POND HEADWATER
 - 51. EXISTING POND FLOW
 - 52. PROPOSED POND FLOW
 - 53. EXISTING POND VELOCITY
 - 54. PROPOSED POND VELOCITY
 - 55. EXISTING POND PRESSURE
 - 56. PROPOSED POND PRESSURE
 - 57. EXISTING POND TEMPERATURE
 - 58. PROPOSED POND TEMPERATURE
 - 59. EXISTING POND HUMIDITY
 - 60. PROPOSED POND HUMIDITY
 - 61. EXISTING POND WIND
 - 62. PROPOSED POND WIND
 - 63. EXISTING POND RAIN
 - 64. PROPOSED POND RAIN
 - 65. EXISTING POND SNOW
 - 66. PROPOSED POND SNOW
 - 67. EXISTING POND ICE
 - 68. PROPOSED POND ICE
 - 69. EXISTING POND FOG
 - 70. PROPOSED POND FOG
 - 71. EXISTING POND HAZE
 - 72. PROPOSED POND HAZE
 - 73. EXISTING POND MIST
 - 74. PROPOSED POND MIST
 - 75. EXISTING POND DRizzle
 - 76. PROPOSED POND DRizzle
 - 77. EXISTING POND Shower
 - 78. PROPOSED POND Shower
 - 79. EXISTING POND Rain
 - 80. PROPOSED POND Rain
 - 81. EXISTING POND Sleet
 - 82. PROPOSED POND Sleet
 - 83. EXISTING POND Snow
 - 84. PROPOSED POND Snow
 - 85. EXISTING POND Hail
 - 86. PROPOSED POND Hail
 - 87. EXISTING POND Ice
 - 88. PROPOSED POND Ice
 - 89. EXISTING POND Frost
 - 90. PROPOSED POND Frost
 - 91. EXISTING POND Freeze
 - 92. PROPOSED POND Freeze
 - 93. EXISTING POND Thaw
 - 94. PROPOSED POND Thaw
 - 95. EXISTING POND Melt
 - 96. PROPOSED POND Melt
 - 97. EXISTING POND Defrost
 - 98. PROPOSED POND Defrost
 - 99. EXISTING POND Thaw
 - 100. PROPOSED POND Thaw



CROSS SECTION OF POND

MOBLEY'S FARM POND IMPROVEMENTS GRIMESLAND TOWNSHIP, PITT COUNTY, NORTH CAROLINA		DESIGNED: MDT DRAWN: MDT CHECKED: MMB		APPROVED: MMB DATE: 07/12/05 SCALE: 1" = 10'		Baldwin and Associates ENGINEERING, LAND SURVEYING AND PLANNING 1015 CONFERENCE DRIVE GREENVILLE, NC, 27858 (252) 756-1390
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